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## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with their duty of disclosure under 37 C.F.R. applicants direct the Examiner's §1.555, attention to disclosures, which are following listed on Form PTO-1449 (Exhibit B). Copies of all of the documents listed have been submitted in connection with U.S. Patent No. 6,410,516 and its in reexamination proceedings (Ex Parte eexamination Control Nos.90/007,503, filed April 4, 2005, and 90/007,828, filed December 2, 2005), which documents are publicly available. The subject application claims benefit of the filing date of U.S. Patent No. 6,410,561 under 35 U.S.C. §120. Accordingly, copies of items 1-242 are not attached to this Supplemental Information Disclosure Statement but are readily available to the Examiner and to the public from the file history of U.S. Patent No. 6,410,516.

- June 9, 2006 Complaint, Ariad Pharmaceuticals, Inc. V. Jon
   W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 2. July 12, 2006 Notice of Hearing, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 3. August 2, 2006 Memorandum Of Law In Support Of Defendant's Motion To Dismiss Or In The Alternative For Summary Judgement And Opposition To Plaintiffs' Motion For Summary Judgment, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 4. August 2, 2006 Statement Regarding Eli Lilly & Company's Motion To Intervene And For Leave To File, Ariad

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- 5. August 14, 2006 Notice Of Filing, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 6. August 14, 2006 Plaintiffs' Brief in Opposition To Motion To Intervene Ву Eli Lilly and Company, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 7. August 14, 2006 Plaintiffs' Brief In Reply To Defendant's Motion To Dismiss Or In the Alternative For Summary Judgment And Opposition To Plaintiffs' Motion For Summary Judgment, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679 (CMH/BRP);
- 8. August 28, 2006 Reply Memorandum In Support Of Defendant's Motion To Dismiss, Or, In the Alternative, For Summary Judgment, Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679;
- 9. October 3, 2006 Order (Defendant's Motion to Dismiss),

  Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action
  1:06cv679;
- 10. October 3, 2006 Order (Eli Lilly & Company's Motion to Intervene), Ariad Pharmaceuticals, Inc. V. Jon W. Dudas, Civil Action 1:06cv679;
- 11. August 2, 2006 Defendant Eli Lilly And Company's Pre-Trial Brief, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;

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- 12. August 2, 2006 Plaintiffs' Supplemental Trial Brief, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;
- 13. September 11, 2006 Plaintiffs' Proposed Findings of Fact and Conclusions of Law on the issues of Inequitable Conduct, Indefiniteness, Prosecution Laches, and Non-Patentable Subject Matter, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;
- 14. September 11, 2006 Lilly's Post-Trial Proposed Findings Of Fact And Conclusions Of Law Relating To (1) Invalidity Under 35 U.S.C. §101, (2) Unenforceability For Inequitable Conduct, And (3) Unenforceability For Prosecution Laches, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;
- 15. September 29, 2006 Plaintiffs' Reply To Lilly's Proposed Findings of Fact And Conclusions of Law On the Issues of (1) Patentability Under 35 U.S.C. §010, (2) Inequitable Conduct, and (3) Prosecution Laches, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;
- 16. September 29, 2006 Lilly's Response To Ariad's Proposed Findings of Facts And Conclusions of Law, Ariad Pharmaceuticals, Inc. V. Eli Lilly and Company, Civil Case 02 CV 11280 RWZ;
- 17. April 20, 2006 Complaint For Declaratory Judgment Of Patent Invalidity And Non-Infringement, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action No. \_\_\_\_ ;
- 18. April 20, 2006 Civil Cover Sheet, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action CA ;

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- 19. April 20, 2006 Report On The Filing or Determination of an Action Regarding a Patent or Trademark, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action CA 06-259;
- 20. June 14, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Motion To Dismiss For Lack of Subject Matter Jurisdiction, Failure To State a Claim, And Failure To Join Indispensable Parties, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 21. June 14, 2006 Declaration of Laurie A. Allen (including Exhibits A-D), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 22. June 14, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Opening Memorandum of Law In Support Of Its Motion To Dismiss For Lack of Subject Matter Jurisdiction, Failure To State A Claim For which Relief May Be Granted, And Failure To Join Indispensable Parties (including Tab 1), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 23. June 28, 2006 Declaration of Paul Cantrell, Esq. Signed May 18, 2006, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action No. 1:06-cv-259 (KAJ);
- 24. June 28, 2006 Declaration of Melanie K. Sharp (including Exhibits A-L), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action No. 1:06-cv-259 (KAJ);
- 25. June 26, 2006 Declaration of Frank Ungemach (including Exhibits A-H), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action No. 1:06-cv-259 (KAJ);

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- 26. June 28, 2006 Plaintiffs' Opposition To Ariad's Motion To Dismiss For Lack of Subject Matter Jurisdiction, Failure To State a Claim, And Failure to Join Indispensable Parties (including Exhibits A-D unreported cases), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 27. July 12, 2006 Declaration of Fritz Casselman, Amgen, Inc.

  V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 28. July 13, 2006 Declaration of Patricia Carson, Amgen, Inc.

  V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 29. July 13, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Reply Memorandum of Law In Support of its Motion to Dismiss For Lack of Subject Matter Jurisdiction, Failure to State a Claim For Which Relief May Be Granted, And Failure To Join Necessary And Indispensable Parties, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 30. July 12, 2006 Supplemental Declaration of Laurie A. Allen, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 31. Proposed Final Pretrial Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 32. July 19,, 2006 Scheduling Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 33. July 19, 2006 Trial Management Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 34. July 21, 2006 Letter to Judge Jordan from Melanie K. Sharp of Young Conaway Stargatt & Taylor, LLP, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;

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- 35. July 25, 2006 Letter to Judge Jordan from Steven J. Balick of Ashby & Geddes, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 36. August 30, 2006 Letter to Judge Jordan from Steven J.
  Balick of Ashby & Geddes (including Exhibits A & B), Amgen,
  Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259KAJ;
- 37. August 31, 2006 Letter to Judge Jordan from Melanie K. Sharp of Young Conaway Stargatt & Taylor, LLP (including Exhibits 1 & 2), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 38. September 13, 2006 Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 39. September 25, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Motion Certification Pursuant to 28 U.S.C. §1292(b), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ:
- 40. September 25, 2006 Defendant Ariad Pharmaceuticals Inc.'s Opening Memorandum of Law In Support of Its Motion For Certification Pursuant To 28 U.S.C. §1292(b), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 41. September 25, 2006 Ariad Pharmaceuticals, Inc.'s Answer To Compliant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 42. September 25, 2006 Declaration of Elizabeth L. Rosenblatt In Support of Ariad Pharmaceuticals, Inc.'s Motion For Certification Pursuant To 28 U.S.C. §1292(b) (including

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Exhibits A-Q), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;

- 43. October 2, 2006 Ariad Opposition Ex. A-C, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 44. October 10, 2006 Plaintiffs' Memorandum in Opposition To Ariad's Motion For Certification Pursuant to 28 U.S.C. §1292(b), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 45. October 10, 2006 Amgen Appendix of Exhibits 1-2 To Pliantiffs' Memorandum in Opposition To Ariad's Motion For Certification Pursuant to 28 U.S.C. §1292(B), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 46. October 12, 2006 Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 47. October 17, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Reply Memorandum of Law In Support Of Its Motion For Certification Pursuant To 28 U.S.C. §1292(b), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 48. November 3, 2006 Order, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 49. July 7, 2006 Plaintiffs' First Set of Interrogatories to Defendant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 50. July 7, 2006 Plaintiffs' First Set of Requests for Production of Documents and Things to Defendant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;

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- 51. July 26, 2006 Defendant's Rule 26(a)(1) Initial Disclosure,

  Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action
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- 52. July 26, 2006 Plainfiffs' Initial Disclosures Pursuant to Federal Rule of Civil Procedure 26(a)(1), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 53. August 7, 2006 Defendant Ariad Pharmaceuticals, Responses And Objections to Plaintiffs' First Set of For Production of Things Requests Documents and to Inc. V. Ariad Pharmaceuticals, Defendant, Amgen, Civil Action 06-259-KAJ;
- 54. September 27, 2006 Defendant Ariad Pharmaceuticals, Inc.'s First Supplemental Responses And Objections To Plaintiffs' First Set of Requests for Production of Documents And Things to Defendant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 55. August 7, 2006 Defendant Ariad Pharmaceuticals, Inc.'s Responses And Objections To Plaintiff Amgen, Inc.'s First Set of Interrogatories to Defendant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 56. September 27, 2006 Defendant Ariad Pharmaceuticals, Inc.'s First Supplemental Responses and Objections To Plaintiffs' First Set Of Requests for Production of Documents and Things to Defendant, Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 57. October 11, 2006 Defendant Ariad Pharmaceuticals, Inc.'s First Supplemental Responses and Objections to Plaintiff Amgen, Inc.'s First Set of Interrogatories to Defendant,

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Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;

- 58. October 26, 2006 Stipulated Protective Order Pursuant To Federal Rule of Civil Procedure 26(c), Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 59. July 12, 2006 Telephone Conference before Honorable Kent A. Jordan, U.S.D.C.J., Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 60. September 11, 2006 Motions Hearing before Honorable Kent A. Jordan, U.S.D.C.J., Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 61. November 3, 2006 Motion Hearing before Honorable Kent A. Jordan, U.S.D.C.J., Amgen, Inc. V. Ariad Pharmaceuticals, Inc., Civil Action 06-259-KAJ;
- 62. January 22, 2007 Declaration of Elizabeth L. Rosenblatt in Support of Ariad Pharma., Inc.'s Motion to Stay Litigation Pending Conclusion of Reexamination Proceedings in the Patent and Trademark Office, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-\*\*\* (MPT);
- 63. January 23, 2007 Defendant Ariad Pharma., Inc.'s Motion to Stay Litigation Pending Conclusion of Reexamination Proceedings in the Patent and Trademark Office, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-\*\*\* (MPT);
- 64. January 23, 2007 Defendant Ariad Pharma., Inc.'s Opening Memorandum of Law in Support of Its Motion to Stay Litigation Pending Conclusion of Reexamination Proceedings in the Patent and Trademark Office (including Exhibits A-

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- G), Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-\*\*\* (MPT);
- 65. January 31, 2007 Plaintiffs' First Set of Requests for Admission to Defendant, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-\*\*\* (MPT);
- 66. February 20, 2007 Transcript of Oral Argument Hearing
  before Hon. Mary Pat Thynge, U.S. Magistrate Judge, Amgen,
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  (MPT);
- 67. February 22, 2007 Defendant Ariad Pharma., Inc.'s First Set of Requests for Production of Documents, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 68. February 22, 2007 Defendant Ariad Pharma., Inc.'s First Set of Interrogatories, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 69. March 7, 2007 Defendant Ariad Pharma., Inc.'s Responses and Objections to Plaintiffs' First Set of Requests for Admission to Defendant, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 70. March 26, 2007 Plaintiffs' Responses to Defendant's First Set of Requests for Production of Documents, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 71. March 26, 2007 Plaintiffs' Responses and Objections to Ariad's First Set of Interrogatories, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 72. April 3, 2007 Plaintiffs' Multi-Media Materials (Technology Tutorial), Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;

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- 73. April 3, 2007 Notice of Filing of Multi-Media Materials (Plaintiffs' Technology Tutorial), Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 74. April 3, 2007 Notice of Filing of Multimedia Materials (including Tabs A and B), Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 75. April 3, 2007 Ariad Pharma., Inc. Technology Tutorial,

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  MPT;
- 76. April 12, 2007 Defendant Ariad Pharma., Inc.'s Second Supplemental Responses and Objections to Plaintiffs' First Set of Interrogatories to Defendant, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 77. April 13, 2007 Amended Complaint for Declaratory Judgment of Patent Invalidity and Non-Infringement, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 78. April 13, 2007 Second Amended Complaint for Declaratory Judgment of Patent Invalidity and Non-Infringement, and Unenforceability, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 79. April 13, 2007 Answer to Amended Complaint, Counterclaim and Demand for Jury Trial, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 80. April 17, 2007 Letter to Judge Thynge from Steven J. Balick, Esq., Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 81. April 19, 2007 Defendant and Counterclaim Plaintiff Ariad's Second Set of Requests for Production of Documents to

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- 82. April 20, 2007 Defendant Ariad Pharma., Inc.'s First Supplemental Responses and Objections to Plaintiffs' First Set of Requests for Admission to Defendant, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 83. April 23, 2007 Plaintiffs' First Supplemental Responses and Objections to Ariad's First Set of Interrogatories, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 84. May 1, 2007 Amgen's Technology Tutorial, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 85. May 1, 2007 Ariad Pharma., Inc. Technology Tutorial, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 86. May 1, 2007 Transcript of Tutorial Hearing before Hon. Mary Pat Thynge, U.S. Magistrate Judge, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
- 87. May 3, 2007 Amgen Entities' Reply to Ariad, Harvard, MIT, and Whitehead's Counterclaim, Amgen, Inc. et al. v. Ariad Pharma., Inc., CA No. 06-259-MPT;
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- 91. Berry et al., " $1\alpha$ , 25-Dihydroxyvitamin  $D_3$  Stimulates Phyophorylation of IkB $\alpha$  and Synergizes with TPA to Induce Nuclear Translocation of NFkB during Monocytic Differentiation of NB4 Leukemia Cells, Experimental Cell Research 272, 176-184 (2002);
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- 94. July 6, 2007 Finding of Facts And Conclusions of Law, Ariad Pharamaceuticals, Inc. v. Eli-Lilly & Co., U.S. District Court, District of Massachusetts, CV-02-11280-RWZ
- 95. April 17, 2007 Deposition of Harvey J. Berger, M.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 96. April 20, 2007 Videotaped Deposition of Chen-Ming Fan, Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 97. 2007 Videotaped Deposition April 24, of Jonathan Η. Lebowitz, Ph.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;

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- 98. April 27, 2007 Videotaped Deposition of Harinder Singh, Ph.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 99. May 3, 2007 Videotaped Deposition of Ranjan Sen, Ph.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 100. May 16, 2007 Videotaped Deposition of Phillip A. Sharp, Ph.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 101. May 25, 2007 Videotaped Deposition of Albert S. Baldwin, Jr., Ph.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 102. June 7, 2007 Videotaped Deposition of Michael J. Lenardo, M.D., Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 103. May 8, 2007 Defendant Ariad Pharmaceuticals, Inc.'s Third Supplemental Responses and Objections To Plaintiffs' First Set Of Interrogatories To Defendant, Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 104. May 30, 2007 Defendant Ariad Pharmaceuticals, Inc.'s Second Supplemental Responses And Objections To Plaintiff's First Set of Requests For Admission To Defendant, Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
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- 107. June 5, 2007 Wyeth's Reply To Ariad Pharmaceuticals, Inc., Massachusetts Institute of Technology, The President And Fellows of Harvard College, and The Whitehead Institute for Biomedical Research's Counterclaim, Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
- 108. June 14, 2007 Amgen Entities' Second Supplemental Responses And Objections To Ariad's First Set of Interrogatories: NOS. 1, 2, 5, 6 & 12, Amgen, Inc. et al. v. Ariad Pharmaceuticals, Inc. et al., D. Del. Civil Action No. 06-259-MPT;
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Alternative, A New Trial, Document 420, filed 09/23/2007, pgs. 1-53, including Exhibit 2 in Civil Case 02 CV 11280 RWZ;

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- 248. July 26, 2007 Plaintiffs' Opposition To Lilly's Motion To Stay Entry Of Judgment Pending Reexamination or for Settlement of Form of Final Judgement, Document 411, filed 07/26/2007, pgs. 1-11, including Exhibit 2 in Civil Case 02 CV 11280 RWZ.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

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No fee, other than the enclosed \$1,050.00 fee for a three-month extension of time and the \$180.00 fee for filing a Supplemental Information Disclosure Statement, is deemed necessary connection with the filing of this Amendment. Accordingly, a check for \$1,230.00 is enclosed. However, if any fee is required, authorization is hereby given to charge the additional amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450 Alexandria, VA

Gary J. Gershik Reg. No. 39,992

22313-1450

Gary J. Gershik Registration No. 39,992 Attorneys for Applicants Cooper & Dunham LLP 1185 Avenue of the Americas

Registration No. 28,678

New York, New York 10036

(212) 278-0400

John P. White